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18 Attorneys for Defendant  
 19 LEXAR MEDIA, INC.

20 UNITED STATES DISTRICT COURT  
 21 NORTHERN DISTRICT OF CALIFORNIA  
 22 SAN JOSE DIVISION

23 JENS ERIK SORENSEN, as Trustee of  
 24 SORENSEN RESEARCH AND  
 25 DEVELOPMENT TRUST,

26 Plaintiff,

27 v.

28 LEXAR MEDIA, INC., a Delaware corporation;  
 and DOES 1 - 100,

Defendants.

Case No. C08-00095 JW RS

DECLARATION OF JOSEPH H. LEE IN  
 SUPPORT OF DEFENDANT LEXAR  
 MEDIA'S MISCELLANEOUS  
 ADMINISTRATIVE REQUEST TO FILE  
 DOCUMENTS UNDER SEAL

Date: September 8, 2008  
 Time: 9:00 a.m.  
 Courtroom: 8, 4th Floor  
 Judge: Hon. James Ware

1 I, Joseph H. Lee, declare:

2 1. I am a member of the Bar of this Court and an associate with the law firm  
3 of Weil, Gotshal & Mnages LLP, counsel of record for Lexar Media, Inc. ("Lexar") in the above-  
4 captioned matter. I submit this declaration based on personal knowledge and following a  
5 reasonable investigation. If called upon as a witness, I could competently testify to the truth of  
6 each statement herein.

7 2. Lexar hereby requests, pursuant to Civil Local Rules 7-11 and 79-5, an  
8 order sealing Exhibits A through F to the Declaration of Joseph Lee filed in connection with  
9 Lexar Media's Supplemental Statement In Opposition To Plaintiff's Motion For Application Of  
10 35 U.S.C. § 295 Presumption Of Infringement.

11 3. Upon information and belief, the documents mentioned in paragraph 2  
12 above, contain information that has been designated as "Confidential" or "Highly Confidential -  
13 Attorneys' Eyes Only" under the Protective Order in this case, and relate to the process by which  
14 the product accused by the Plaintiff of being made by an infringing process is manufactured. The  
15 disclosure of these documents, for instance, to competitors or others in the industry, may harm  
16 Lexar and/or its suppliers.

17 4. This request is narrowly tailored to seal only that material for which good  
18 cause to seal has been established.

19 I declare under penalty of perjury under the laws of the United States of America  
20 that the foregoing is true and correct.

21 Executed on August 29, 2008 at Redwood Shores, California.

23 */s/ Joseph H. Lee*

24 Joseph H. Lee

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